

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

-----X
THE PENSION COMMITTEE OF THE
UNIVERSITY OF MONTREAL PENSION
PLAN, *et al.*,

Plaintiffs,

- against -

BANC OF AMERICA SECURITIES, LLC, CITCO
FUND SERVICES (CURACAO) N.V., THE CITCO
GROUP LIMITED, INTERNATIONAL FUND
SERVICES (IRELAND) LIMITED,
PRICEWATERHOUSECOOPERS (NETHERLANDS
ANTILLES), JOHN W. BENDALL, JR., RICHARD
GEIST, ANTHONY J. STOCKS, KIERAN
CONROY, and DECLAN QUILLIGAN,

Defendants.
-----X

1:05-CV-09016 (SAS) (FM)

ECF Case

**NOTICE OF MOTION OF DEFENDANTS CITCO FUND SERVICES (CURACAO),
N.V., KIERAN CONROY AND DECLAN QUILLIGAN REGARDING THE
APPLICATION OF CPLR § 214(4)'s THREE-YEAR STATUTE OF LIMITATIONS
TO PLAINTIFFS' NEGLIGENT MISREPRESENTATION CLAIMS**

PLEASE TAKE NOTICE that, upon the Memorandum of Law of Defendants Citco Fund Services (Curacao), N.V., Kieran Conroy and Declan Quilligan (the "Citco Defendants") in Support of their Motion Regarding the Application of CPLR § 214(4)'s Three-Year Statute of Limitations to Plaintiffs' Negligent Misrepresentation Claims dated March 4, 2010, the Citco Defendants, by their undersigned counsel, will move this Court before the Honorable Shira A. Scheindlin, at the United States Courthouse, 500 Pearl Street, Courtroom 15C, New York, New York, 10007, for the entry of an Order granting the motion, and such other relief as this Court may deem just and proper.

Dated: March 4, 2010

Respectfully submitted,

By /s/ Lewis N. Brown
Lewis N. Brown
Dyanne E. Feinberg
Terence M. Mullen
Elizabeth A. Izquierdo
GILBRIDE, HELLER & BROWN, P.A.
One Biscayne Tower, 15th Floor
2 South Biscayne Blvd.
Miami, FL 33131
Tel: 305-358-3580
Fax: 305-374-1756

Eliot Lauer (EL 5590)
Michael Moscato (MM 6321)
**CURTIS, MALLET-PREVOST, COLT
& MOSLE LLP**
101 Park Avenue
New York, NY 10178
Tel: 212-696-6000
Fax: 212-697-1559

*Attorneys for Defendants Citco Fund Services
(Curacao), N.V., The Citco Group Limited, Kieran
Conroy and Declan Quilligan*